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 10 Attorneys for Plaintiff,  
 11 U.S. SMALL BUSINESS ADMINISTRATION,  
 as Receiver for PROSPERO VENTURES, L.P.

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 14 U.S. SMALL BUSINESS  
 ADMINISTRATION, as Receiver for  
 PROSPERO VENTURES, L.P.,

15 Plaintiff,

16 v.

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 18 HIGH GROWTH MANAGEMENT, LTD.,

19 Defendant.

20 NO. C 07-03735 VRW  
 Related Cases:  
 C 07-03732 VRW  
 C 07-03733 VRW  
 C 07-03736 VRW  
 C 07-03737 VRW  
 C 07-03738 VRW  
 C 07-03739 VRW  
 C 07-03740 VRW  
 C 07-03741 VRW

21 [PROPOSED] JUDGMENT AND ORDER

22 [Filed concurrently with Application for  
 Judgment, Memorandum of Points and  
 Authorities, Declarations of Christine J.  
 Levin and Brian Stern]

23  
 Date: April 3, 2008  
 Tim: 3:30 p.m.  
 Courtroom 6, 17<sup>th</sup> Floor

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 26 The Application of Plaintiff, PROSPERO VENTURES, L.P., for a judgment against  
 27 Defendant, HIGH GROWTH MANAGEMENT, L.T.D. came on for hearing pursuant to application

1 brought pursuant to Rule 55 (b)(2) of the Federal Rules of Civil Procedure.

2 A clerk's default was entered against Defendant for failure to make an appearance in this  
3 matter, on October 18, 2007. Upon Plaintiff's Application showing that Plaintiff is entitled to a  
4 court judgment against Defendant, and good cause appearing therefor.

5 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Plaintiff, PROSPERO  
6 VENTURES, L.P., shall recover from Defendant, HIGH GROWTH MANAGEMENT, L.T.D., the  
7 principal sum of \$62,376 together with interest at the rate of 9% per annum (\$15.38 per day) from  
8 June 17, 2005 through March 25, 2008, in the amount of and accruing thereafter at the daily rate of  
9 \$15.38 until entry of judgment and continuing thereafter until paid in full, attorneys' fees in the  
10 amount of \$4,497.16, and costs in the amount of \$585.25, for a total amount of \$83,07.59 plus  
11 interest commencing March 25, 2008.

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13 Dated: \_\_\_\_\_

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17 UNITED STATES DISTRICT JUDGE  
HON. VAUGHN R. WALKER

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## PROOF OF SERVICE

I declare that I am a resident of the County of Fresno. I am over the age of eighteen (18) years and not a party to the within action. My business address is 499 West Shaw, Suite 116, Fresno, California 93704.

On March 24, 2008, I served the foregoing document described as [PROPOSED] **JUDGMENT AND ORDER** [Filed concurrently with Application for Judgment, Memorandum of Points and Authorities, Declaration of Christine J. Levin, and Proposed Judgment] on the interested parties, addressed as follows:

*See attached service list.*

- [x] BY MAIL - by placing [x] a true and correct copy [] the original thereof enclosed in a sealed envelope with postage thereon fully prepaid in the firm's outgoing mail. I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. It is deposited with United States Postal Service on that same day in the ordinary course of business.

BY CALIFORNIA OVERNIGHT - by placing [] a true and correct copy [] the original thereof enclosed in a sealed envelope for delivery via California Overnight next day delivery to the addressee noted above.

BY HAND DELIVERY - by delivering by hand and leaving a true copy with the person and at the address shown above.

BY FACSIMILE TRANSMISSION - by causing a true facsimile thereof to be electronically transmitted to the parties, by using their facsimile number indicated below.

**Facsimile No.**

- STATE: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

FEDERAL: I declare that I am employed in the office of a member of the bar of this court at whose direction service was made.

Executed on March 24, 2008, at Fresno, California.

Lisa R. Barr

1 **Via U.S. Mail**

2 Jerald P. Shaevitz  
3 24175 Dawnridge Dr.  
Los Altos Hills, CA 94024

4 Agent for Defendants,  
5 High Growth Management, Ltd.

6 **Via California Overnight:**

7 **Chambers Copies**

8 Hon. Vaughn R. Walker  
9 U.S. District Court, Northern District  
10 450 Golden Gate Avenue  
17<sup>th</sup> Floor, Courtroom 6  
San Francisco, CA 94102

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